

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office DEC 12 1947

Returned to applicant for correction

Corrected application filed

Angela Besso (individually and as guardian) Frank Besso, Emery Besso and Carrie Besso, Minors, Successors to A. J. Besso.

The undersigned Successors to A. J. Besso.

(Name of applicant)

of Reno, County of Washoe

State of Nevada, hereby makes application for permission to change the Point of Diversion.

of water heretofore appropriated under Vested right, Claim No. 194,

(State nature of right that is the basis of this

Truckee River Final Decree

application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Truckee River
2. The quantity of water desired to be changed 0.96 c.f.s. (90.6 a.f. (Acre feet, second feet) per yr)
3. The water is to be used for irrigation and domestic purposes
4. The water heretofore used for irrigation and domestic purposes
5. Place of use under existing appropriation Fractions of SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T. 19 N., R. 19 E., M.D.B.&M: NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; of Sec. 17 and description in respect to Government Land Survey; under any other use give location as being within a 40-acre T. 19 N., R. 19 E., M.D.B.&M., A total of 22.65 acres at 4.00 ac.ft./ acre.
6. Proposed place of use under this application The place of use (Under irrigation give number of acres and description in respect to Government Land Survey; under any other use give location as being within a 10-acre subdivision.)
7. The water is to be diverted from its source at the following point: Highland Ditch: N75°16'W 1650 ft from the SE corner of Sec. 9 T. 19 N. R. 18 E., M.D.B.&M. SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, T. 19 N., R. 18 E. (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)
8. The existing point of diversion under the former appropriation is Irwin-Mayberry Ditch: S82°25' W 3375 ft. from the NE corner as follows: of Sec. 19, T. 19 N., R. 19 E., M.D.B.&M. NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sed. 19, (If point of diversion is not changed do not answer.) T. 19 N., R. 19 E.
9. Number and kind of animals proposed to be watered
10. Use will begin about January and end about December of each year. (Month) (Month)
11. The water has been used heretofore during the months of Jan. 1st to Dec. 31st of each year
12. Remarks The water involved in this transfer has not changed ownership since its adjudication, therefore no affidavits of transfer of title are necessary. A portion of the water under the above named claim number is retained in the Irwin Mayberry Ditch for use upon lands that have previously been sold by the Besso Estate. The final map (Proof of Beneficial use) will show the actual developments and use of the water proposed to be transferred under this application. (JDF)

13. Description of proposed works although the place of use will remain the same it will be necessary to construct an outlet box in the Highland Ditch and also a new ditch leading therefrom to the lands in question.

14. Estimated cost of works \$1000.00

15. Estimated time required to construct the works is 6 months

Map filed DEC 12 1947

A. Besso, et al, by Emery Applicant

Besso

By John D. Franklin

Compared HB-BT

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of the Truckee River as set forth in the Truckee River Final Decree as entered by the U. S. District Court of Nevada, Case in Equity No. A-3 vested under Claim No. 194, is issued subject to the terms and conditions of said Decree and with the further understanding that no other rights on the source will be impaired by the change proposed herein. A substantial headgate, weir or other suitable measuring device must be installed at or near the new point of diversion to facilitate the measurement and control of water.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.96 cubic foot per second, or 90.6 acre feet per year.

Actual construction work shall begin on or before February 2, 1949

Proof of commencement of work shall be filed before March 2, 1949

Work must be prosecuted with reasonable diligence and be completed on or before February 2, 1950

Proof of completion of work shall be filed before March 2, 1950

Application of water to beneficial use shall be made on or before

February 2, 1951. Proof of the application of water to beneficial use must be filed with State Engineer on or before March 2, 1951.

Map filed Dec. 12, 1947

Proof of commencement of work filed JAN 26 1949

Proof of completion of work filed JAN 19 1950 WITNESS MY HAND AND SEAL this 13th day

of July, 1948

JUL 16 1958

BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Edmund G. Muth
STATE ENGINEER

(hs)

Alfred Merritt Davis
State Engineer